



DEPARTMENT OF THE ARMY  
SAN FRANCISCO DISTRICT, CORPS OF ENGINEERS  
333 MARKET STREET  
SAN FRANCISCO, CALIFORNIA 94105-2197

APR 26 2001

NW 35

Regulatory Branch

SUBJECT: File Number 24314S

Mr. Gary M. Levin  
Levin Richmond Terminal Corporation  
402 Wright Avenue  
Richmond, California 94804

Dear Mr. Levin:

This is in reference to your submittal of February 24, 1999 concerning Department of the Army authorization to dredge approximately 7,500 cubic yards of contaminated sediment from Berth "A" in Lauritzen Canal, located within Richmond Inner Harbor in Richmond, Contra Costa County, California. The material would be excavated using a clamshell dredge to a barge, which would be transported a short distance to an approved upland site. The material would then be clamshelled from the barge to the upland site, where it would be allowed to dry, and then graded and capped to construct a parking lot. The location of your dredging is shown on the attached sheets dated February 8, 1999.

Based on a review of the information you submitted, your project qualifies for authorization under Department of the Army Nationwide Permit 35, Maintenance Dredging of Existing Basins, (61 FR 65874, December 13, 1996 and 65 FR 12818, March 9, 2000), pursuant to Section 404 of the Clean Water Act (33 U.S.C. 1344) and Section 10 of the Rivers and Harbors Act of 1899 (33 U.S.C. 403).

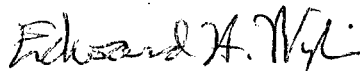
The project must be in compliance with the General Conditions cited in Enclosure 1 for the Nationwide Permit authorization to remain valid. **Upon completion of the project and all associated mitigation requirements, you shall sign and return the enclosed Certification of Compliance**, Enclosure 2, verifying that you have complied with the terms and conditions of the permit. Non-compliance with any condition could result in the revocation, suspension or modification of the authorization for your project, thereby requiring you to obtain an individual permit from the Corps. This Nationwide Permit authorization does not obviate the need to obtain other State or local approvals required by law.


This authorization will remain valid **until February 11, 2002** unless the Nationwide Permit is modified, suspended or revoked. If you have commenced work or are under contract to commence work prior to the suspension, or revocation of the Nationwide Permit and the project would not comply with the resulting Nationwide Permit authorization, you have twelve (12) months from that date to complete the project under the present terms and conditions of the Nationwide Permit.

This authorization will not be effective until you have obtained a concurrence from the San Francisco Bay Conservation and Development Commission with your certification that your project will comply with California's Coastal Zone Management Act. If the Commission fails to act on a valid request for concurrence with your certification within six (6) months after receipt, the Corps will presume a concurrence has been obtained.

You may refer all questions to Brian Wirtz of our Regulatory Branch at 415-977-8438. All correspondence should reference the file number 24314S.

Sincerely,

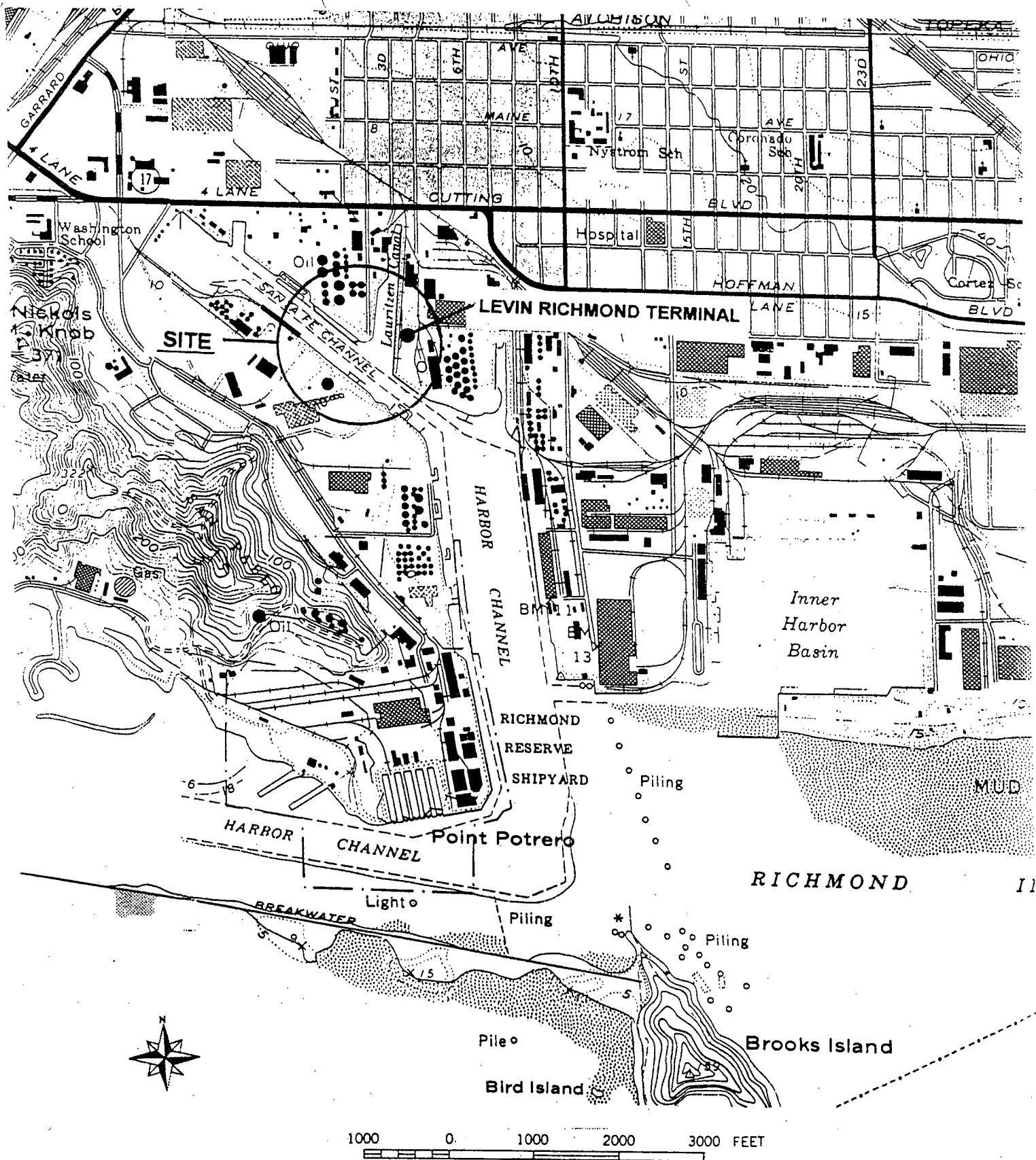


 Calvin C. Fong  
Chief, Regulatory Branch

Enclosures

Copy furnished (w/encl 1 only):

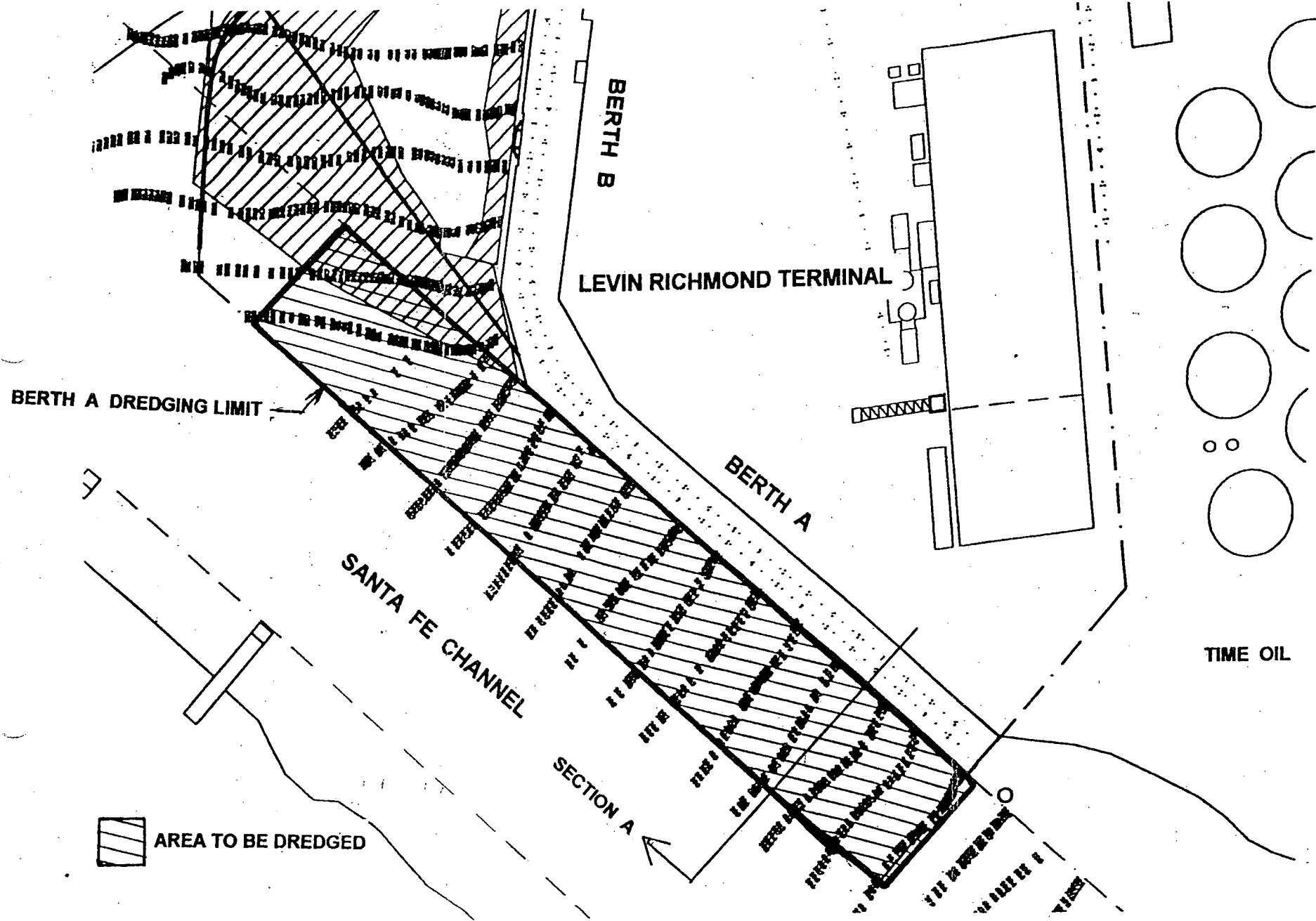
Mike Cheney, Oakland, California  
US EPA, San Francisco, CA (Attn: Kathy Dadey)  
US F&WS, Sacramento, CA (Attn: Sheila Larson)  
US NMFS, Santa Rosa, CA (Attn: David Woodbury)  
CA RWQCB, Oakland, CA (Attn: Glynnis Collins)  
CA DFG, Menlo Park, CA (Attn: Becky Ota)  
CA BCDC, San Francisco, CA (Attn: Brenda Goeden)



PURPOSE: Provide Navigable Berth Depths  
 DATUM: mllw  
 ADJACENT PROPERTY OWNERS:  
 Time Oil Co.  
 Manson Construction Co.  
 Tidewater Sand & Gravel Co.

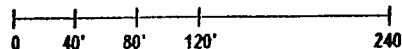
# VICINITY MAP

PROJECT: Maintenance Dredging  
 IN: Richmond Inner Harbor  
 AT: Santa Fe Channel and  
 Lauritzen Canal  
 COUNTY: Contra Costa  
 APPLICATION BY: Levin Terminal  
 Sheet 1 of 5  
 2/8/99

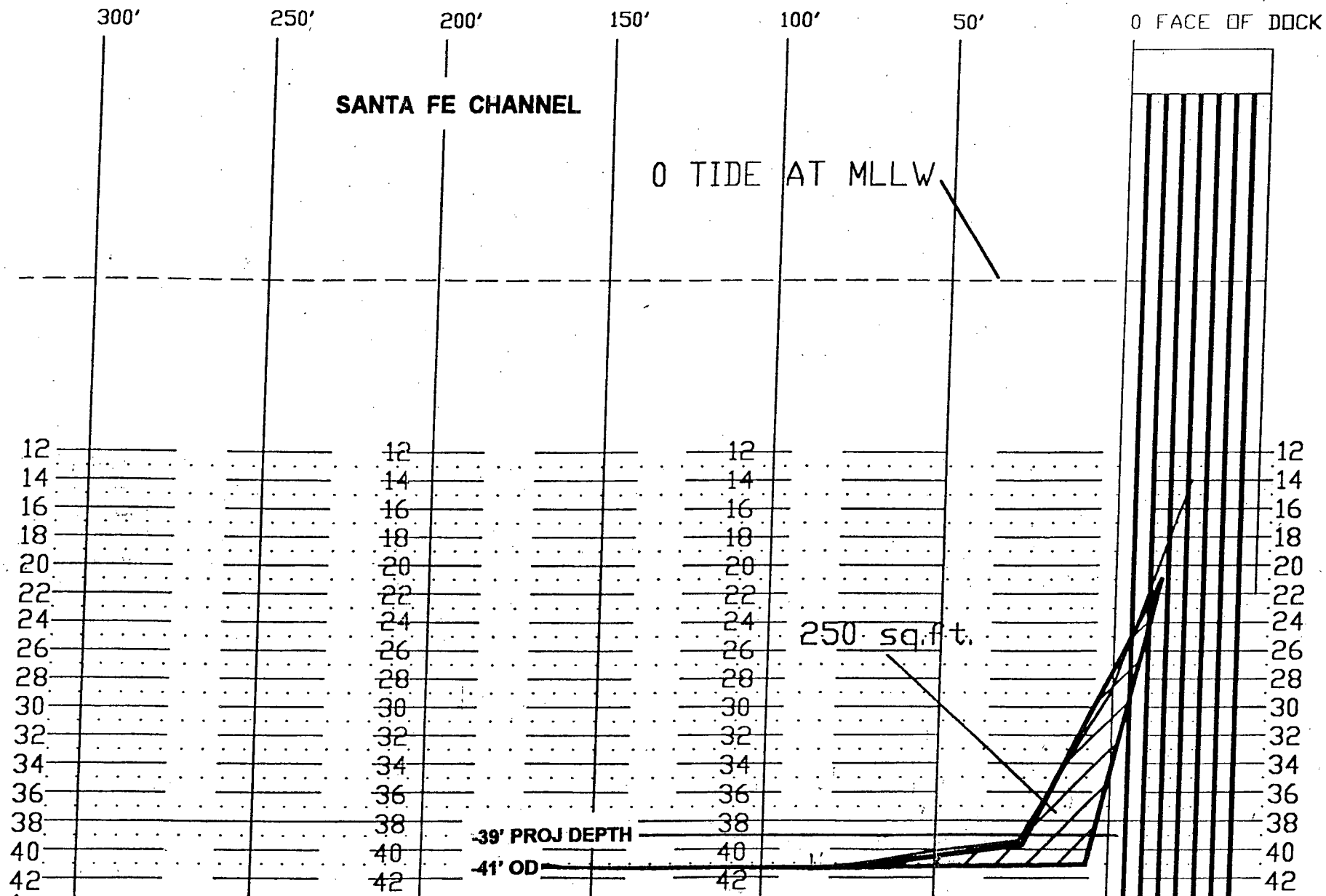


PURPOSE: Provide Navigable Berth Depths  
 DATUM: mtlw  
 ADJACENT PROPERTY OWNERS:  
 Time Oil Co.  
 Manson Construction Co.  
 Tidewater Sand & Gravel Co.

### BERTH "A" PLAN



PROJECT: Maintenance Dredging  
 IN: Richmond Inner Harbor  
 AT: Santa Fe Channel and  
 Lauritzen Canal  
 COUNTY: Contra Costa  
 APPLICATION BY: Levin Terminal  
 Sheet 2 of 5  
 2/8/99



PURPOSE: Provide Navigable Berth Depths

DATUM: mtlw

ADJACENT PROPERTY OWNERS:

Time Oil Co.

Manson Construction Co.

Tidewater Sand & Gravel Co.

### SECTION A

SCALE 1" = 40' HDRZ 1" = 10' VERT

PROJECT: Maintenance Dredging

IN: Richmond Inner Harbor

AT: Santa Fe Channel and

Lauritzen Canal

COUNTY: Contra Costa

APPLICATION BY: Levin Terminal

Sheet 4 of 5

2/8/99

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MAY 03 2001  
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